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Patent  
Attorney's Docket No. 001425-108

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	
	)	
Ge XU et al.	)	Group Art Unit: 1763
	)	
Application No.: 09/863,338	)	Examiner: S. MacArthur
	)	
Filed: May 24, 2001	)	Confirmation No.: 1018
	)	
For: CVD APPARATUS	)	
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**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Examiner is thanked for the careful examination of the application.

Claims 1, 2, 9, 10, 15-18, 21, 22, and 31 have been rejected under the judicially created doctrine of obviousness type double patenting as allegedly being unpatentable over claims 1-6 of U.S. Patent No. 6,245,396. In view of this rejection, a Terminal Disclaimer for U.S. Patent No. 6,245,396 is submitted herewith.

Claims 3, 4, 11, 12 and 19 have been rejected under the judicially created doctrine of obviousness type double patenting as allegedly being unpatentable over claims 1-6 of U.S. Patent No. 6,245,396, in view of U.S. Patent No. 4,792,378. The filing of the above-mentioned Terminal Disclaimer renders this rejection moot.